

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
OXFORD DIVISION**

**WILLIAM NELSON, III**

**PLAINTIFF**

**v.**

**No. 3:18CV189-GHD-JMV**

**WARDEN LEPHER JENKINS  
MR. DEAN, CHIEF OF SECURITY  
SGT. TONYA BOYD, DISCIPLINARY HEARING OFFICER  
CORRECTIONS OFFICER N. MARION  
MS. DAVENPORT, DISCIPLINARY INVESTIGATOR  
HAROLD TATUM**

**DEFENDANTS**

**ORDER GRANTING IN PART AND DENYING IN PART  
PLAINTIFF'S MOTION FOR DISCOVERY**

The plaintiff has filed a motion to conduct discovery in the present case proceeding under 42 U.S.C. § 1983 challenging the conditions of his confinement. The plaintiff is currently incarcerated at the Marshall County Correctional Facility. Discovery in *pro se* prisoner conditions of confinement cases is limited to that set forth in the court's scheduling order. The defendant has filed two notices with the court stating that she had complied with the court's order regarding discovery in this case. The plaintiff argues, however, that the defendant has not provided discovery regarding:

- (1) Copies of grievances *the plaintiff* had filed against the defendant;
- (2) Copies of *any* grievances filed against the defendant regarding use of excessive force;
- (3) Documents showing the reason the defendant was terminated from employment with the  
Marshall County Correctional Facility;
- (4) Photographs and video of the incident.

Doc. 35 at 3.

The plaintiff's requests in (1), (2), (3), and (4) are **GRANTED**, *to the extent that they involve the plaintiff and the incident at issue in this case, that they have not already been turned over – and to*

*the extent that such documents exist.* The plaintiff's request is **DENIED** to the extent that it involves other inmates and other incidents.

**SO ORDERED**, this, the 22nd day of July, 2019.

/s/ Jane M. Virden  
UNITED STATES MAGISTRATE JUDGE